

441—204.2(234) Eligibility.

204.2(1) *General conditions of eligibility.* The guardian named in a permanency order under Iowa Code section 232.104(2) “d”(1) or Iowa Code chapter 633 for a child who was previously in the custody of the department is eligible for subsidy when all of the following conditions exist:

- a. The child has a documented permanency goal of:
 - (1) Long-term foster care;
 - (2) Guardianship; or
 - (3) Another planned permanent living arrangement.
- b. The child has been in a licensed foster care placement and has lived in foster care for at least 6 of the last 12 months.
- c. The child is either:
 - (1) 14 years of age or older and consents to the guardianship; or
 - (2) 12 years of age or older and guardianship has been determined to be in the child’s best interest;or
- (3) Under 12 years of age and part of a sibling group with a child aged 12 or older.
- d. The child has lived in continuous placement with the prospective guardian for the six months before initiation of the guardianship subsidy.
- e. The guardian is a person who has a significant relationship with the child and demonstrates a willingness to make a long-term commitment to the child’s care.
 - (1) The guardian may be a relative or nonrelative,
 - (2) Placement with that guardian must be in the best interest of the child. The best-interest determination must be documented in the case file.
- f. The child has been randomly selected to participate in the waiver demonstration project.

204.2(2) *Residency.* The subsidized guardianship applicant or recipient need not reside in Iowa.

204.2(3) *Unearned income.* The family or the guardian shall provide to the department worker documentation from the source of the child’s unearned income.

204.2(4) *Other services.* Rescinded IAB 10/11/06, effective 11/1/06.